

and Holder was safe at the plate when Hogan dropped the ball. Kuhlman went out in an attempt to steal third, Hogan to Scanlon.

McCormick held the visitors safe without a tally until the ninth when he thumped Oylor with the ball. Sheets sacrificing him to second, Scanlon flew to Holder for the first out. Viox drew a pass. On Scanlon's single to left Oylor scored and on Eddington's throw to the plate which went wide, Viox crossed the rubber. Hogan fled to Goodman, retiring the side.

In an exciting finish the Bourbonites snatched victory from defeat. Goodman, the first up hit to right field for two bases and went to third when Fowler hit to Viox who threw to Scanlon in an effort to retire Goodman but the runners were safe on first and third. Fowler stole second and Goodman scored on Scott's sacrifice fly to Chapman. Barnett hit through short scoring Fowler, ending the contest with the Bourbonites one run to the good. The score:

Lexington.....0 0 0 0 0 0 0 2-2
Paris.....0 0 0 0 1 0 0 0 2-3
Batteries-Paris, McCormick and Holder; Lexington, Mulholland and Robbins. Three base hits-Viox, Sheets. Two base hits-Kuhlman, Goodman. Base on balls-off McCormick 3. Struck out-by Mulholland 3; by McCormick 7. Hit by pitcher-Oylor Hits-Paris 8; Lexington 5. Errors-Paris 2. Double plays-McKernan to Kuhlman; McCormick to Scott to Kuhlman to McKernan. Time-1:45. Umpire-Knapp.

AFTERNOON GAME.

Paris lost to Lexington yesterday afternoon by the score of 4 to 2. Paris scored one run in the second on Barnett's single, a passed ball and Eddington's double to left center. They scored again in the ninth on singles by McKernan, Holder and Maxwell, who batted for Poole in the ninth.

Lexington made all their runs in the sixth after two were out. Goodman's error being followed by two singles, two doubles and careless fielding assisting in the scoring. The score:

Paris.....0 1 0 0 0 0 0 1-2
Lexington.....0 0 0 0 0 4 0 0 x-4
Batteries-Paris, Poole and Holder; Lexington, Robbins and Hagan. Earn-

ed runs-Paris 1. Time-1:40. Umpire-Knapp.

WON IN THE FIFTH.

The Bourbonites lost the second game of the series to Richmond Friday afternoon in the latter city by a score of 6 to 2. Scheneberg performed for the Bourbonites and held them for four innings without a score, but in the fifth, four of the seven hits secured by the Pioneers were made and coupled with as many errors netted a total of six runs. The Bourbonites were unable to overcome the lead taken by the Pioneers in the fifth. The score follows:

Richmond.....0 0 0 0 6 0 0 0 x-6
Paris.....0 1 0 0 0 0 0 1 (-2)
Batteries-Paris, Scheneberg and Holder; Richmond, Knox and Thoss. Errors-Paris 5; Richmond 2. Hits-Paris 7; Richmond 7. Struck out-by Knox 4; by Scheneberg 4. Bases on balls-off Scheneberg 1; off Knox 3. Sacrifices hits-Scott, Holder, Thoss, Goldnamer. Two base hits-Scott, Goldnamer, Taylor, Kaiser. Passed balls-Thoss. Double plays-Goldnamer to Morton; Morton to Baird to Taylor; Olson to Baird to Taylor. Wild pitch-Knox. Left on bases-Richmond 6; Paris 5. Earned runs-Richmond 6. Time-1:30. Umpire-Jenks.

TAKE THIRD OF SERIES.

Paris won the last game of the series from the Pioneers at Richmond Saturday making it two out of three. The game leaned toward Richmond until the eighth when a base on balls, a single and three doubles drove Hedges from the slab and netted the visitors four runs. Deem replaced Hedges and stopped both the run getting and hits. Outfielder Kaiser was struck on the jaw by a fouled ball and painfully injured. The score:

Richmond.....0 0 0 1 0 0 1 1-4
Paris.....0 0 0 0 2 1 0 4 0-7
Batteries-Richmond, Hedges, Deem and Thoss; Paris, Winchell and Thoss. Errors-Paris 5; Richmond 7. Hits-Paris 10; Richmond 6. Struck out-by Hedges 5; by Winchell 5. Base on balls-off Winchell 3; off Hedges 1. Sacrifice fly-Taylor. Stolen bases-Goodman 2, Morton. Two base hits-Scott, 2; Kuhlman, Kaiser,

Winchell, 1. Double plays-Scott, Barnett, 2. Left on bases-Richmond 4; Paris 4. Earned runs-Richmond 2; Paris 5. Time-1:50. Umpire-Jenks.

THE FIRST SHUT-OUT.

The ragged playing in the field of the locals and their failure to connect with the benders of Wills for safe drives when they were needed was responsible for the coat of white wash the Bourbonites received, from the Pioneers at White Park Sunday afternoon, which was the first game in which the locals were blanked in all nine sessions this season.

Maxwell was in against the Pioneers and besides striking out eight of the opposing batemen held the visitors to five hits, none of which should have added anything to the run getting had not costly errors been made behind him at critical stages.

The contest was started bad when Maxwell passed Olson, who went to second on Maloney's sacrifice, and after Baird had fanned scored the first run on Whittaker's drive to center which took a bad bound and went beyond Fowler deep into the center garden. Whittaker taking third on the hit. Taylor fled out to Fowler retiring the side.

In the three sessions that followed the Paris men had batted around but Wills held them with one single. In the fourth Goodman, who had distinguished himself by lacing out three homers in one game at Richmond, was the first up and hit a long one almost to the center field fence, which looked good for another circle of the bases, but Maloney, who was playing deep, made a long run and by a sensational catch, robbed Paris of her only chance for a long hit during the game.

Olson was the whole show on short, and his superb playing was a feature. In the fifth after McKernan had hit safe for a base Eddington grounded to short and Olson doubled the runners. In the sixth the locals showed signs of returning to their old form and pulled off two excellent plays. Maloney hit a liner over third base and Kuhlman took the drive in a sensational manner, retiring the runner. Baird hit through short for a base and Whittaker hit a slow fly to Maxwell who doubled Baird at first.

The Pioneers were eager for more runs and in the seventh by the help of errors put over another. Taylor, the

grounded to left which Eddington fumbled allowing Taylor to score. Sandman stole second and when Thomas let another get by him took third. Those went out Kuhlman to Barnett and on Wills' out, McKernan to Barnett the side was retired. In their half, Scott was the first up for the locals and fanned, while Barnett hit safely and by grounding to Olson, McKernan and Barnett were forced into a double, Olson to Taylor.

The visitors took advantage of the misplays in the eighth and added another run. Olson was safe on McKernan's error and went to second on Maloney's sacrifice, and to third when Thomas for the third time failed to hold the ball. Baird hit to Kuhlman, who held Olson on third, and in making a quick throw the ball went high, Barnett jumping, made a sensational catch and retired the runner. With Olson on third Thomas, who was relieved in the last session by Holder, took occasion to let the ball get by again on which Olson scored. Whittaker fled to Fowler, retiring the side.

In the last inning the chances looked good for the Bourbonites to at least prevent a shut out. Goodman was the first up and made first on a safety to right, but was forced at second by Fowler. Scott hit through second, Fowler going to third. Scott stole second and Barnett drove a hot liner to Olson, who unassisted doubled Scott at second, ending the contest. The score:

Richmond.....1 0 0 0 0 0 1 1 0-3
Paris.....0 0 0 0 0 0 0 0 0-0
Batteries-Paris, Maxwell, Thomas and Holder; Richmond, Wills and Thoss. Hits-Paris 8; Richmond 5. Three base hits-Whittaker. Errors-Paris 4; Richmond 2. Base on balls-off Maxwell 2. Sacrifices hits-Maloney 2; Kuhlman. Struck out-by Maxwell 8; by Wills 5. Double plays-Olson to Taylor, 2; Olson, unassisted; Maxwell to Barnett. Passed balls-Thomas 4. Time-1:30. Umpire-Jenks.

YESTERDAYS' RESULTS.

Winchester.....3 6
Richmond.....1 0
Paris.....3 2
Lexington.....2 4
Frankfort.....1 3
Shelbyville.....0 1

Protested Game to Stand.

By a decision handed out from the office of President W. C. Ussery, the game under protest by the Lexington club on the ground of a violation by Pitcher McCormick of Rule No. 30, is to stand as played. The decision of the President is based on the two ways of construing the rule and concurs with Umpire Lucas in his decision concerning the legality of the delivery of McCormick in the game in this city on May 23. The decision is as follows:

Paris, Ky., May 30, 1910.
Lexington Base Ball Club,
Lexington, Ky.

Dear Sirs:-Re the game at Paris, May 23, 1910. Paris vs. Lexington, won by Paris; the above game was protested by you in legal form and the protest was complied with in five days,

has made legal answer disputing your contention.

The protest depends on the interpretation of Rule 30, pitching rules, by the umpire. As there is no dispute between Paris and Lexington as to the facts in the case, and as the umpire agrees with both parties as to those facts, affidavits supporting either side have not been required.

The Lexington Club correctly states that the President of the League has declared in writing to each club in the League that no protests will be allowed or considered where the point hinges upon a question of judgment of play by the umpire; but where a rule was in question the protest would be considered and passed upon, if made and completed according to our Constitution.

As a rule is involved in this case I propose to go into the question at some length, as the point is vital. Rule 30, Pitching Rules, the rule at issue, reads as follows:

"Preliminary to pitching, the pitcher shall take his position facing the batsman with both feet square, on the ground and in front of the pitcher's plate; and in the act of delivering the ball to the bat he must keep one foot in contact with the pitcher's plate defined in Rule 9. He shall not raise either foot until in the act of delivering the ball to the bat, nor make more than one step in such delivery."

Rule 9, as referred to in Rule 30, provides that the pitcher's plate shall be located in a parallelogram 6 inches by 24 inches in size; that the pitcher's plate itself is of that size is proven by the fact that all professional pitcher's plates furnished by supply houses are 6 inches by 24 inches.

Both of Pitcher McCormick's feet were "in front of the plate" when Lexington protested the position; one foot, however, while in front of a line extended parallel and coincident with the forward line of the plate, was outside of a line extended parallel and coincident with a side line of the plate. The above facts are admitted, and are the facts submitted to the authorities mentioned later on.

In my opinion Rule 30 is ambiguous; as a proof of its ambiguity I present the following:

Three men of presumably equal base ball intelligence-an umpire and two playing managers, interpret it differently; the umpire's opinion is concurred in by the President of the League, and the umpire was so informed soon after the conclusion of the game.

The President consulted Mr. Jack Ryder, of the Cincinnati Enquirer, a base ball editor, reporter, scorer and writer of much experience-Vice President of the Base Ball Writers' Association of America. Mr. Ryder's first opinion, qualified with the statement that he must have time to study the rule, was that the delivery of Pitcher McCormick was legal, and that the umpire and President were right.

Mr. Ryder's connection with the case is set forth in the following correspondence:

Paris, Ky., May 27, 1910.
Mr. Jack Ryder,
Cincinnati, Ohio.

My Dear Jack:-If your memory agrees with mine the following facts

When I talked to you over the telephone Monday night and stated the case to you, you replied to this effect:

"There has been some discussion about that rule, and I have never given it a thorough study, but from my understanding now I am inclined to believe it is a legal delivery. However, as a protest depends upon it, I will not give you a final opinion until I have had time to think it over, and, perhaps, consult Mr. Griffith, a member of the Rules Committee; I will write you tomorrow and give you my opinion."

This refers to the interpretation of Rule 30, Pitching Rules, as brought to the attention of Mr. Ryder over the long distance telephone by the president of the Blue Grass League, on Monday night, May 23, 1910. If you recall our conversation of Monday night as set forth above, will you please o. k. this letter and return it to me; if you do not remember it as I have stated, please indicate the essential difference over your signature on the reverse side of this sheet.

Yours very truly,
(Signed) W. C. USSERY.

Conversation o. k. as above. Talked the matter over with Mr. Griffith later that evening, and he convinced me that the delivery of Pitcher McCormick, as described, was illegal, as I wrote you the following day.
(Signed) JACK RYDER.

Letter referred to as having been written the following day gave it as Mr. Griffith's opinion that every ball delivered by McCormick, with his feet in the position as submitted and agreed, was a balk, and should have been so declared by the umpire.

Two playing managers, an umpire and a league President were at variance as to the meaning of Rule 30; Mr. Ryder, an authority, was consulted by one playing manager and President, each doing so without the other's knowledge. Mr. Ryder said "there has been some discussion about the rule, and I have never given it a thorough study, but from my understanding now, I am inclined to believe it is a legal delivery. However, as a protest depends upon it, I will not give you a final opinion until I have had time to think it over, and, perhaps, consult Mr. Griffith, a member of the Rules Committee."

Mr. Ryder was convinced by Mr. Griffith that the delivery was illegal. The case is this: It required the statement of the man who wrote the rule to decide what it means; there is at least one party to this controversy who cannot now read into the rule what it's maker says it means, but, following the highest authority, all umpires in this League were instructed to follow Mr. Griffith's interpretation of Rule 30 on and after May 24, 1910.

As the umpire who officiated at the game under protest had ample reason for interpreting Rule 30 as he did; and as the President of the League agreed with the umpire's interpretation at that time, the protest is not allowed; the game stands as played.

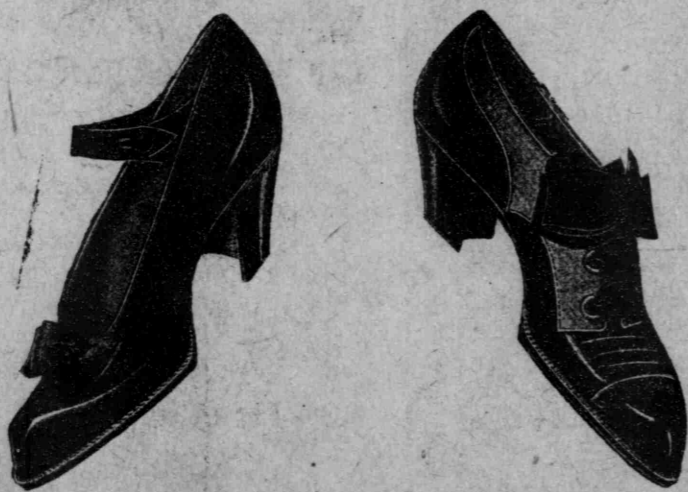
Yours very truly,
W. C. USSERY, President.

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